

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EXL LABORATORIES, LLC

v.

KRIS EGOLF ET AL.

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CIVIL ACTION

NO. 10-6282

SURRICK, J.

MARCH 11, 2011

ORDER

AND NOW, this 11th day of March, 2011, upon consideration of Defendants' Motion to Dismiss (ECF No. 19), and all documents submitted in support thereof and in opposition thereto, it is **ORDERED** as follows:

1. Defendants' Motion to Dismiss is **GRANTED** as to Count One of the Complaint.
2. Defendants' Motion to Dismiss is **DENIED** as to Count Two, Count Three, Count Four, and Count Five of the Complaint.

IT IS SO ORDERED.

BY THE COURT:



R. BARCLAY SURRICK, J.